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14 **UNITED STATES DISTRICT COURT**

15 **DISTRICT OF NEVADA**

16 PAUL R BUBOLTZ;

17 Case No.: 2:20-cv-00626-APG-EJY

18 Plaintiff,

19 vs.

20 RC WILLEY HOME FURNISHINGS, INC.,
21 and JOHN DOES 1-10.

22 Defendants.

23 **STIPULATION AND ORDER TO STAY**
DISCOVERY PENDING THE OUTCOME
OF THE PARTIES' MOTIONS FOR
SUMMARY JUDGMENT
(First Request)

24 Pursuant to LR IA 6-1, Defendants RC Willey Home Furnishings, Inc. (“Defendant”) and
25 Plaintiff, Paul R. Buboltz (“Plaintiff”), (collectively the “Parties”) by and through their attorneys
of record, hereby stipulate and agree to stay discovery pending the final determination of the
parties’ respective motions for summary judgment.

26 The parties have filed competing motions for summary judgment. On June 18, 2020,
27 Plaintiff filed his motion for summary judgment. (Dkt. No. 15). On July 28, 2020, Defendant filed
its motion for summary judgment. (Dkt. No. 22). Each side filed its respective opposition and
reply. Neither side anticipates providing further briefing at this time.

28 Discovery closes on September 28, 2020. (Dkt. No. 12). On September 14, 2020,
29 Defendant noticed Plaintiff’s deposition for September 28, 2020. Given the procedural status of

1 the case, the parties respectfully seek to stay discovery, pending the outcome of their dispositive
2 motions, in the event the Court raises an issue of fact. At that point, the parties would request an
3 extra month of discovery. This stipulation is intended to prevent waste of time and resources. The
4 Court may enter an order staying discovery pending the determination of dispositive motions.

5 This stipulation is submitted in good faith pursuant to LR IA 6-1, this is the first stipulation
6 for extension of deadlines.

7

8 **IT IS SO AGREED AND STIPULATED.**

9 Dated this 16th day of September, 2020.

10 Dated this 16th day of September, 2020.

11 **SMITH & SHAPIRO, PLLC**

12 By /s/ Michael D. Rawlins

13 Michael D. Rawlins
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18 **GESUND & PAILET, LLC**

19 By /s/ Keren E. Gesund

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24 Attorneys for Plaintiff

25

26 **ORDER**

27 **IT IS SO ORDERED.**

28 Dated this 17th day of September, 2020.

29

30 
31 Clayton L. Zouchal
32 UNITED STATES MAGISTRATE JUDGE